



U.S. Department of Justice

Immigration and Naturalization Service

BB

OFFICE OF ADMINISTRATIVE APPEALS
425 Eye Street N.W.
ULLB, 3rd Floor
Washington, D.C. 20536

FILE: [REDACTED] Office: Atlanta

Date: **MAR - 9 2000**

IN RE: Obligor: [REDACTED]
Bonded Alien: [REDACTED]

IMMIGRATION BOND: Bond Conditioned for the Delivery of an Alien under § 103 of the
Immigration and Nationality Act, 8 U.S.C. 1103

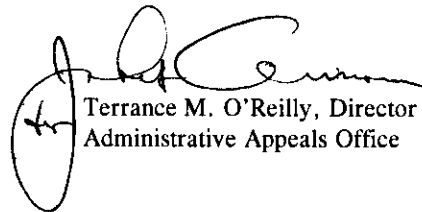
IN BEHALF OF OBLIGOR: Self-represented

Public Copy

INSTRUCTIONS:

This is the decision in your case. All documents have been returned to the office which originally decided your case. Any further inquiry must be made to that office.

FOR THE ASSOCIATE COMMISSIONER,
EXAMINATIONS


Terrance M. O'Reilly, Director
Administrative Appeals Office

Identifying information should
prevent clearly unwarranted
invasion of personal privacy

DISCUSSION: The delivery bond in this matter was declared breached by the District Director, Atlanta, Georgia, and is now before the Associate Commissioner for Examinations on appeal. The appeal has been filed by an attorney representing the bonded alien, [REDACTED], and not the obligor, [REDACTED] as listed on the Immigration Bond (Form I-352). The bonded alien and the alien's attorney are without standing in this proceeding. See Matter of Insurance Company of North America, 17 I&N Dec. 251 (Act. Reg. Comm. 1978). An appeal filed by a person not entitled to file it must be rejected as improperly filed. 8 CFR 103.3(a)(2)(v)(A)(1).

In addition, the appeal was not timely filed. The obligor in this matter filed no appeal within 33 days of the date of the breach, as required by 8 CFR 103.3(a)(2)(i) and 8 CFR 103.5a(b). The appeal will be rejected and the district director's decision declaring the bond breached will not be disturbed.

ORDER: The appeal is rejected.